

UNITED STATES DEPARTMENT OF COMMERCE UNITED STATES DEPARTMENT OF COMMI United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandris, Viginia 22313-1450 www.uptb.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/788,433

02/27/2004

Joe M. Poss

16869Q-092400US

CONFIRMATION NO. 7007

20350 TOWNSEND AND TOWNSEND AND CREW, LLP TWO EMBARCADERO CENTER **EIGHTH FLOOR** SAN FRANCISCO, CA 94111-3834

FORMALITIES LETTER OC000000012730953*

Date Mailed: 05/20/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

• \$130 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

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Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

ATPE		_			PTO/SB/21 (04-04)			
	YC.		Application Number	10/	788,433			
TRAÑSMITTAL			Filing Date		bruary 27, 2004			
302 2 3 20	FORM		First Named Inventor	Pos	ss, Joe M.			
(to be used for all correspondence after initial filing)			Art Unit 2655		55			
PADEN	AER.		Examiner Name	Examiner Name Unassigned				
Total Number of Pages in This Submission / 0			Attorney Docket Number	869Q-092400US				
		EN	CLOSURES (Check all that	appiv				
Fee Trans	mittal Form		Drawing(s)	After Allowance Communication to Technology Center (TC) Appeal Communication to Board				
F	ee Attached		Licensing-related Papers		of Appeals and Interferences			
Amendme	nt/Reply		Petition		Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)			
AI AI	ter Final		Petition to Convert to a Provisional Application		Proprietary Information			
A1	fidavits/declaration(s)		Power of Attorney, Revocation Change of Correspondence Addre	.ee	Status Letter			
Extension	of Time Request		Terminal Disclaimer		Other Enclosure(s) (please identify below):			
Express A	bandonment Request		Request for Refund	Copy of executed Declaration and Power of Attorney				
Information Disclosure Statement Certified Copy of Priority			CD, Number of CD(s)	Supplemental ADS				
				Return Postcard zed to charge any additional fees to Deposit				
Document			Account 20-1430.					
Response to Missing Parts/ Incomplete Application								
□	esnance to Missing Parts							
Response to Missing Parts under 37 CFR 1.52 or 1.53								
	SIGNA	TURE	OF APPLICANT, ATTORNE	EY, C	OR AGENT			
Firm or	Townsend and Towns	send an	nd Crew LLP					
Individual name	George B. F. Yee		Reg.	No.	37,478			
Signature	Ama at	2	<u> </u>	_				
Date	July 20, 2004							
	С	ERTIFI	CATE OF TRANSMISSION	/MAI	ILING			
					ce with sufficient postage as first class mail in an			
envelope address	ed to: Commissioner for Pa	tents, P.(O. Box 1450, Alexandria, VA 22313	-1450	on the date shown below.			
Typed or printed r	name Cynthia McKir	nley		•				
Signature	1/	T			Date July 20, 2004			
	7	,						

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	100		P10/38/17 (10-1	J3)			
,	FEE TRANSMITTAL	Complete if Known					
	•	Application Number	10/788,433				
Ł	JUL 2 3 2004 for FY 2004	Filing Date	February 27, 2004				
3	Effective 10/01/2003. Patent fees are subject to annual revision.	First Named Inventor	Poss, Joe M.				
Ì	Applicant claims small entity status. See 37 CFR 1.27	Examiner Name	Unassigned				
		Art Unit	2655				
	TOTAL AMOUNT OF PAYMENT (\$) 130	Attorney Docket No.	16869Q-092400US				

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METHOD OF PAYMENT (check all that apply)					FEE CALCULATION (continued)						
Check Credit Card Money Order Other None					3. ADDITIONAL FEES						
Deposit Account:	·			Large	Entity	Small	Entity				
Deposit Account 2	0-1430			Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid		
Number	0 1 100			1051	130	2051	65	Surcharge - late filing fee or oath	130		
					50	2052	25	Surcharge - late provisional filing fee or			
Deposit To	wnsend and To	ownsend and Crev	VIID	1050	400	4050	400				
Name	mischia ana 10		V					•	\vdash		
The Director is authoria	zed to: (check all	that apply)					•	= :			
	ited below	Credit any overpayme	ents	1804	920"	1804	920"	Examiner action			
					1,840*	1805	1,840*	Requesting publication of SIR after Examiner action			
		t for the filing fee		1251	110	2251	55		\vdash		
to the above-identified deposit account.					-			• •			
FEE CALCULATION					420	2232	210	Extension to reply within second month			
1. BASIC FILING	FEE			1253	950	2253	475	Extension for reply within third month			
Large Entity Small I	intity			1254	1,480	2254	740	Extension for reply within fourth month			
Fee Fee Fee		∍scription	Fee Paid								
		filing foo			•			• • •			
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		-		1403	290	2403	145	·			
1005 160 2005		-		1451	1,510	1451	1,510	Petition to institute a public use proceeding			
	SUBTOTAL (1)	(ei -	1452	110	2452	55	Petition to revive – unavoidable			
	SOBIOTAL (1)	0	Ψ)	1453	1,330	2453	665	Petition to revive – unintentional			
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Fee from					1,330	2501	665	Utility issue fee (or reissue)			
					480	2502	240	Design issue fee			
	Extra Claim	s below	Fee Paid	1503	640	2503	320	Plant issue fee			
Total Claims -	ownsend and Townsend and Crew LLP 1053 130 1304 1053 1304										
Independent Claims				1807	50	1807	50				
Multiple		-		1806	180	1806	180				
Dependent		~ <u></u>		8021	40	8021	40				
Code (\$) Code	(\$) .			1809	770	2809	385				
				1010	770	2910	205	* * * * * * * * * * * * * * * * * * * *			
1		•		1010	770	2010	303				
			•	1801	770	2801	385	Request for Continued Examination			
1204 86 220	14 43	over original pater	t					` · · ·			
1205 18 220	15 9			1002	300	1002	300				
	Fee (\$) Small Entity Fee (\$) Code (\$) 18 2202 9 Claims in excess of 20 86 2201 43 Independent claims in excess of 3 290 2203 145 Multiple dependent claim, if not paid 86 2204 43 "* Reissue independent claims over original patent 18 2205 9 ** Reissue claims in excess of 20 SUBTOTAL (2) (\$)				e (specify)						
SUBTOTAL (2) (\$) **or number previously paid, if greater; For Reissues, see above				*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$\)130							
L	Fee (\$) Code (\$) 770 2001 385 Utility filing fee 340 2002 170 Design filing fee 530 2003 265 Plant filing fee 770 2004 385 Reissue filing fee 770 2004 385 Reissue filing fee SUBTOTAL (1) EXTRA CLAIM FEES FOR UTILITY AND REISSUE Fee from below Fee Paid Claims -** =					_					

SUBMITTED BY			С	Complete (if applicable)		
Name (Print/Type)	George B. F. Yee	Registration No. (Attorney/Agent)	37,478	Telephone	650-326-2400	
Signature	Amac	87-In		Date	July 20, 2004	